



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#18
9-27-04
8C

re Application of:

Martin D. Moody

Serial No.: 09/376,876

Examiner: George Eng

Filing Date: August 18, 1999

Group Art Unit: 2643

For: APPARATUS AND METHOD FOR LOCATING A STATION INITIATING
TRANSMISSION OF AN EMERGENCY MESSAGE IN A NETWORK HAVING
MULTIPLE TRANSMISSION SOURCES

Docket No.: 19317/101/101

**REQUEST FOR CONTINUED EXAMINATION (RCE)
(37 C.F.R. 1.114)**

RECEIVE

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

JUN 14 2004

Technology Center 2600

Dear Sir:

1. Applicant hereby requests continued examination, in accordance with 37 C.F.R. § 1.114, for the above identified application.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

- ☒ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, as "Express Mail Post Office to Addressee" Mailing Label No. EV 332555557 US

June 8, 2004

Melissa A. Abeldgaard
Melissa A. Abeldgaard

TIME REQUEST IS BEING MADE

2. This request is being submitted (check appropriate item(s) below):

06/10/2004 DEMMANU1 00000139 09376876

01 FC:2801

385.00 OP

- i. ☐ Prior to abandonment of the application
- ii. ☐ Payment of the issue fee
 - ☐ Prior to payment of issue fee
 - ☐ Issue fee has been paid but a petition under § 1.313 has been granted
- iii. ☒ Prior to a decision on appeal to the Board of Patent Appeals & Interferences
 - ☒ A notice is being separately sent to the Board of Patent Appeals & Interferences that this request for Continued Examination is being filed.
- iv. ☐ Appeal to the U.S. Court of Appeals of the Federal Circuit under 35 U.S.C. 145 or
 - ☐ Commencement of a civil action under 35 U.S.C. 146
 - ☐ Prior to the filing of such appeal or commencement of civil action
 - ☐ Such appeal or commencement of civil action has been terminated

ENCLOSURES

3. Enclosed herewith is/are:

- ☐ An information disclosure (37 C.F.R. § 1.98)
 - ☐ Form PTO-1449 (PTO/SB/08A and 08B)
- ☒ A preliminary amendment
- ☐ New arguments
- ☐ New evidence in support of patentability
- ☐ Other:

FEE FOR REQUEST (37 C.F.R. § 1.17(e))

4. This application is on behalf of:

- ☒ Small entity (and status is still as small entity)
\$385.00
- ☐ Other than a small entity
\$770.00

5. The fee for claims (37 C.F.R. § 1.16(b)-(d)) has been calculated as shown below:

CLAIMS AS FILED						
	(1)	(2)	SMALL ENTITY		OTHER	
FOR:	# FILED	# EXTRA	Rate	Fee	Rate	Fee
BASIC FEE				\$385		\$770
TOTAL CLAIMS	5-20 =		x9=	\$	x18=	\$
INDEPENDENT CLAIMS	1-3 =		x43=	\$	x86=	\$
() MULTIPLE DEPENDENT CLAIM PRESENTED			+145=	\$	+290=	\$
TOTAL			\$385.00		\$	

(complete (c) or (d), as applicable)

(c) ☒ No additional fee is required.

OR

(d) ☐ Total additional fee required is \$_____.

EXTENSION OF TIME

6. The proceedings herein are for a patent application, and the provisions of 37 C.F.R. § 1.136(a) apply.

(a) ☒ Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a)(1)-(4), for the total number of months checked below:

Extension for (months)	Fee for other than small entity	Fee for small entity
<input checked="" type="checkbox"/> one month	\$110.00	\$55.00
<input type="checkbox"/> two months	\$420.00	\$210.00
<input type="checkbox"/> three months	\$950.00	\$475.00
<input type="checkbox"/> four months	\$1,480.00	\$740.00

Fee: \$ 55.00

If an additional extension of time is required, please consider this petition therefor.

(check and complete the next item, if applicable)

☐ An extension for _____ months has already been secured,

and the fee paid therefor of \$_____ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$ 55.00

OR

- (b) ☐ Applicant(s) believe(s) that no extension of time is required. However, this is a conditional petition and authorization to pay the necessary fees to provide for the possibility that Applicant(s) has/have inadvertently overlooked the need for a petition and fee for extension of time.

TOTAL FEE(S) DUE

7. The total fee(s) due is/are:

Continued Prosecution Fee (§ 1.17(e))	\$ <u>385.00</u>
Fee(s) for additional claims (if any)	\$ _____
(§ 1.16(b) - (d))	
Extension of time fee (if any)	\$ <u>55.00</u>

(§ 1.17(a)(1) - (4))

Total Fee(s) Due \$ 440.00

PAYMENT OF FEE(S) DUE

8. Please pay the fee(s) for this continued examination application as follows:

☒ Check is attached for the sum of \$ 440.00

☐ Charge Account 14-0620 the sum of \$ _____

Please charge any deficiencies or credit any over payment to Deposit Account 14-0620.

INVENTORSHIP

9. This application as amended names as inventors:

☒ the same inventors as previously designated for the claims.

- ☐ fewer than the inventors previously designated and a statement accompanies this request for the deletion of the name or names of the person or persons who are not inventors of the invention now being claimed.
- ☐ a person not named previously as an inventor and a petition under 37 C.F.R. § 1.48 is/has separately:
- ☐ being filed
 - ☐ been filed

DEFERRAL OF EXAMINATION

10. ☐ A request for deferral of examination accompanies this request for continued examination.

Respectfully submitted,

Martin D. Moody

By his attorney

Date

June 8, 2004

Lawrence M. Nawrocki

Lawrence M. Nawrocki

Reg. No. 29,333

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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JUN 14 2004

Technology Center 2600

Sir:

CERTIFICATE UNDER 37 C.F.R. 1.10: The undersigned hereby certifies that this paper is being deposited in the United States Postal Service, "Express Mail Post Office to Addressee" having an Express Mail mailing label number of: EV 332555557 US, in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on this 8th day of June, 2004.

By

Melissa A. Abeldgaard
Melissa A. Abeldgaard

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

1. Submission required under 37 C.F.R. § 1.114

- a. ☐ Previously submitted
 - i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____.
 - ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____.
 - iii. ☐ Other
- b. ☒ Enclosed
 - i. ☒ Preliminary Amendment
 - ii. ☐ Affidavit(s)/Declaration(s)
 - iii. ☐ Information Disclosure Statement (IDS)
 - iv. ☐ Other

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months.
- b. ☐ Other

3. **Fees**

- a. ☐ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 14-0620.
- i. ☐ RCE fee required under 37 C.F.R. § 1.17(e)
- ii. ☐ Extension of time fee
- iii. ☐ Other: Additional Independent Claim
- b. ☒ Check in the amount of \$440.00 enclosed

By: Lawrence M. Nawrocki
Lawrence M. Nawrocki
Reg. No. 29,333

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